

STATE OF VERMONT
PUBLIC SERVICE BOARD

Docket No. 7627

Petition of Central Vermont Public Service Corporation)
("CVPS") for approval of certain amendments to its)
Alternative Regulation Plan pursuant to 30 V.S.A.)
§ 218d)

Order entered: 4/7/2011

ORDER RE COMPLIANCE FILING

The Public Service Board's ("Board") March 3, 2011, Order in this proceeding required Central Vermont Public Service Corporation ("CVPS") to file a revised version of its Alternative Regulation Plan ("Plan") that is consistent with the terms of that Order. On March 24, 2011, CVPS made this compliance filing. In its cover letter, CVPS represents that the Vermont Department of Public Service ("DPS") has no objection to the Board's adoption of this revised and restated Plan.

The compliance filing also includes a proposal to correct a technical error in the Plan that has been identified by the DPS. Specifically, in the March 3 Order the Board approved language proposed by CVPS that modified Section III.D of the Plan. This new language stated that the Board had approved CVPS's long-term plan for retail rate design in Docket 7095. However, the Board never approved CVPS's retail rate design plan. Therefore, CVPS and the DPS have agreed to modify the language of Section III.D of the Plan so that it reads:

The Company shall continue the work on advanced rate designs that was begun in Docket No. 7095 including the implementation of additional rate designs developed in accordance with the terms of the CVPS SmartPower Plan approved by the Board in Docket 7612.

The Board appreciates the identification and correction of the error in Section III.D. As we stated in our March 3 Order, it is important for a utility's alternative regulation plan to be as clear and understandable as possible.¹ Correcting factual errors in the Plan reduces the potential for confusion.

¹. Order of 3/3/11 at 14.

CVPS and the DPS assert that this change to Section III.D is a technical correction and represents a non-material change to the Plan. Section IV.E of the Plan provides that "non-material changes to the Plan's provisions may be agreed to by the Company and DPS and filed with the [Board] to take effect in 30 days if not otherwise acted upon by the Board." However, in this particular instance, the Board approved the specific wording of Section III.D of the Plan in the March 3 Order.² Therefore, the Board has determined that, for clarity, it should approve the revised language. Accordingly, the revised language of Section III.D, as stated above, is hereby approved.

SO ORDERED.

Dated at Montpelier, Vermont, this 7th day of April, 2011.

<u>s/ James Volz</u>)	
)	PUBLIC SERVICE
)	
<u>s/ David C. Coen</u>)	BOARD
)	
)	OF VERMONT
<u>s/ John D. Burke</u>)	

OFFICE OF THE CLERK

FILED: April 7, 2011

ATTEST: s/ Susan M. Hudson
Clerk of the Board

NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@state.vt.us)

Appeal of this decision to the Supreme Court of Vermont must be filed with the Clerk of the Board within thirty days. Appeal will not stay the effect of this Order, absent further Order by this Board or appropriate action by the Supreme Court of Vermont. Motions for reconsideration or stay, if any, must be filed with the Clerk of the Board within ten days of the date of this decision and order.

2. See, Order of 3/3/11 at 10 (finding 35).